

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION**

**CIVIL NO. 1:04CV251
(1:00CR74)**

RICHARD ALLEN JACKSON,)
)
 Petitioner,)
)
 Vs.)
)
 UNITED STATES OF AMERICA,)
)
 Respondent.)
 _____)

J U D G M E N T

For the reasons set forth in the Memorandum of Opinion and Order filed herewith,

IT IS, THEREFORE, ORDERED, ADJUDGED, AND DECREED that the Petitioner's motion pursuant to 28 U.S.C. § 2255 and the amendments and supplements thereto are hereby **DENIED**.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the claim based on the implementation of the sentence of death through lethal injection and the claim based on the execution of the sentence of death based on mental condition are hereby **DISMISSED WITHOUT PREJUDICE**.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that
all remaining claims are hereby **DISMISSED WITH PREJUDICE.**

Signed: June 19, 2009

A handwritten signature in dark ink, appearing to read 'L. H. Thornburg', is written over a horizontal line.

Lacy H. Thornburg
United States District Judge

